**IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL**
**ORIGINAL JURISDICTION**

Dated: Nainital the January 25, 2006
Criminal Misc. Bail Application No. 49 of 2006
**Order on the bail application of accused**

**CRIMINAL SIDE**

Babban S/o Sri Babu Khan,
R/o Abhaypur, P.S. Devrania,
District Bareilly ……Applicant (In Jail)

**Versus**

State of Uttaranchal …….Opposite Party

Arising out of case crime No.619 of 2000
U/s 302 I.P.C.
P.S. Kichha, Distt. U.S. Nagar

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**Hon'ble P.C. Pant, J.**

Heard Sri J.S. Virk, learned counsel for the applicant, learned A.G.A. for the State and perused the record.

This is a bail application moved on behalf of the applicant- Sri Babban who is in Jail in case crime No.619/2000, under section 302 I.P.C., P.S. Kichha, Distt. U.S. Nagar.

The co-accused in this case has already been acquitted after the trial and prima facie the grounds mentioned in the judgment apply to the present applicant also. The F.I.R. discloses that the accused persons committed murder by firing shots from country made Pistol while post-mortem report shows that the ante-mortem injuries were caused by sharp edged weapon.

In the above facts and circumstances of the case, it is a fit case for bail. Let the applicant-accused be released on bail on his furnishing a personal bond and two sureties each in the like amount to the satisfaction of the CJM concerned.

**(P.C. Pant, J.)**
Vacation Judge

Dated 25.01.2006
R.Dang